

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION

TUESDAY, FEBRUARY 8, 1972

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday
evening, February 8, A.D., 1972 in Regular Session. President John
Nuckols in the chair, and Charles W. Westerman, Clerk, at the desk, present
the following members 9 viz:

Burns ☒, Hinga ☒, ~~Kraus~~ ☒, Nuckols ☒, Moses ☒,
Donald Schmidt ☒, Vivian Schmidt ☒, Steir ☒, Talarico ☒.

Absent 9: Councilman _____.

The invocation was given by Dale Hook
Daniel J. Tappert - Wayville United Methodist Church

Received report from the City Controller for the month of _____, 1972.
Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last regular January 25, 1972 session having been
delivered to the Council, were, on motion, approved as published.

CLERK-TREASURER'S, CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF JANUARY 1972

Continued on State Report of Accounts

| FUNDS | TOTAL JAN. 1 BALANCE AND RECEIPTS TO DATE | RECEIPTS FOR MONTH 2 | TOTAL BALANCE AND RECEIPTS 3 | DISBURSED TO DATE 4 | DISBURSED FOR MONTH 5 | TOTAL DISBURSEMENTS 6 | TREASURER'S ENDING BALANCE 7 | CONTROLLER ENDING BALANCE 8 |
|---|--|----------------------------|---------------------------------------|---------------------------|-----------------------------|-----------------------------|---------------------------------------|--------------------------------------|
| GENERAL FUND | 962,768.41 | 121,989.36 | 1,084,757.77 | | 764,247.82 | 764,247.82 | | 320,509.95 |
| HUMANE TRUST | 7,215.66 | 427.00 | 7,642.66 | | --- | --- | | 7,642.66 |
| AVIATION | 48,920.50 | 42,075.54 | 90,996.04 | | 46,161.29 | 46,161.29 | | 44,834.75 |
| PARK - GENERAL | 264,607.57 | 10,245.33 | 274,852.90 | | 232,913.36 | 232,913.46 | | 41,939.54 |
| PARK - TRUST | 111,305.75 | --- | 111,305.75 | | 107.50 | 107.50 | | 111,198.25 |
| PARK - CUMULATIVE BLDG. | 228,759.74 | --- | 228,759.74 | | --- | --- | | 228,759.74 |
| REDEVELOPMENT GENERAL | 170,022.96 | --- | 170,022.96 | | 4,458.93 | 4,458.93 | | 165,564.03 |
| REDEVELOPMENT DISTRICT CAPITAL | 417,805.52 | --- | 417,805.52 | | 350.00 | 350.00 | | 417,455.52 |
| CENTRAL CITY CODE ENFORCEMENT | 25,973.44 | --- | 25,973.44 | | 2,864.85 | 2,864.85 | | 23,108.59 |
| CENTRAL CITY PARK LAND | 12,380.60 | --- | 12,380.60 | | --- | --- | | 12,380.60 |
| MOTOR VEHICLE HIGHWAY | 20,463.28 | 110,438.41 | 130,901.69 | | 48,054.74 | 48,054.74 | | 82,846.95 |
| PARKING METERS | 51,524.18 | 111,654.50 | 163,178.68 | | 101,932.98 | 101,932.98 | | 61,245.70 |
| SEWER RELIEF | 580,214.17 | 4,594.90 | 584,809.07 | | 98,494.28 | 98,494.28 | | 486,314.79 |
| FLOOD PREVENTION & RIVER IMPROVEMENT | 62,753.79 | --- | 62,753.79 | | 2,557.55 | 2,557.55 | | 60,196.24 |
| PARKING GARAGE | 11,028.81 | 5,907.36 | 16,936.17 | | 8,819.52 | 8,819.52 | | 8,116.65 |
| PUBLIC LIGHTING | 37,629.05 | --- | 37,629.05 | | 13,691.15 | 13,691.15 | | 23,937.90 |
| EXPRESSWAY | 954.57 | --- | 954.57 | | --- | --- | | 954.57 |
| ST. MARY'S RIVER IMPOUNDING | 251,792.44 | --- | 251,792.44 | | --- | --- | | 251,792.44 |
| LOCAL ROAD & STREET ACCOUNT | 145,883.10 | 62,054.78 | 207,937.88 | | --- | --- | | 207,937.88 |
| OMNIBUS CRIME CONTROL | 26,904.68 | 14,963.20 | 41,867.88 | | 17,616.20 | 17,616.20 | | 24,251.68 |
| FIRE PENSION | 149,546.50 | 6,654.03 | 156,200.53 | | 67,016.77 | 67,016.77 | | 89,183.76 |
| POLICE PENSION | 88,458.01 | 6,881.13 | 95,339.14 | | 72,036.13 | 72,036.13 | | 23,303.01 |
| SANITARY OFFICER'S PENSION | 44,207.39 | 386.07 | 44,593.46 | | 2,983.53 | 2,983.53 | | 41,609.93 |
| FORT WAYNE ART INSTITUTE | 84.21 | --- | 84.21 | | --- | --- | | 84.21 |
| CUMULATIVE CAPITAL IMPROVEMENT | 699,332.70 | --- | 699,332.70 | | 537,829.93 | 537,829.93 | | 161,502.77 |
| CITY-COUNTY BUILDING | 61,046.15 | --- | 61,046.15 | | 1,938.27 | 1,938.27 | | 59,107.88 |
| EMERGENCY EMPLOYMENT ACT (E.E.A.) | 13,986.41 | 40,000.00 | 53,986.41 | | 26,000.21 | 26,000.21 | | 27,986.20 |
| PAYROLL | 180.66 | 669,276.12 | 669,456.78 | | 653,239.74 | 653,239.74 | | 16,217.04 |
| R-51 FORT WAYNE NAT'L BANK | 14,718.79 | --- | 14,718.79 | | 10,617.51 | 10,617.51 | | 4,101.28 |
| R-51 DEPOSIT HELD ACCT.-FT. WAYNE BANK | 7,692.37 | --- | 7,692.37 | | --- | --- | | 7,692.37 |
| R-51 ANTHONY WAYNE BANK | 97,362.58 | --- | 97,362.58 | | 97,362.58 | 97,362.58 | | -0- |
| R-52 LINCOLN NAT'L BANK | 50,028.74 | 60,000.00 | 110,028.74 | | --- | --- | | 110,028.74 |
| R-52 DEPOSIT HELD-LINCOLN NAT'L | 1,883.65 | 30,137.50 | 32,021.15 | | 30,000.00 | 30,000.00 | | 2,021.15 |
| TOTALS | | | | | | | | |
| ADJUSTMENTS (explain fully) | | | | | | | | |
| BALANCE (Col. 7 must agree with Col. 8) | | | | | | | | |

CLERK-TREASURER'S, CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF JANUARY19 72

Continued by Sheet Second of Statement

| FUNDS | TOTAL JAN. 1 BALANCE AND RECEIPTS TO DATE 1 | RECEIPTS FOR MONTH 2 | TOTAL BALANCE AND RECEIPTS 3 | DISBURSED TO DATE 4 | DISBURSED FOR MONTH 5 | TOTAL DISBURSEMENTS 6 | TREASURER'S ENDING BALANCE 7 |
|---|---|----------------------------|---------------------------------------|---------------------------|-----------------------------|-----------------------------|---------------------------------------|
| R-52A ANTHONY WAYNE BANK | .20 | --- | .20 | | --- | --- | |
| R-53 REVOLVING | 19,471.06 | 7,067.24 | 26,538.30 | | 7,101.84 | 7,101.84 | |
| ELECTRIC | 490,572.63 | 1051,561.77 | 1,542,134.40 | | 970,200.99 | 970,200.99 | |
| WATER | 714,046.40 | 766,819.55 | 1,480,865.95 | | 1,220,061.61 | 1,220,061.61 | |
| SEWER | 201,175.74 | 1,537,548.71 | 1,738,724.45 | | 1,374,799.84 | 1,374,799.84 | |
| WATERWORKS CONSTRUCTION PHASE II | 2,698.48 | 150,000.00 | 152,698.48 | | 148,835.79 | 148,835.79 | |
| MUNICIPAL UTILITIES PENSION | 8,893.50 | 9,519.09 | 18,412.59 | | 9,287.09 | 9,287.09 | |
| CRIME CONTROL-POLICE LEGAL ADVISOR | 173.02 | --- | 173.02 | | 865.39 | 865.39 | |
| ACCIDENT REPORT ACCOUNT | 17,801.98 | 1,130.00 | 18,931.98 | | 27.80 | 27.80 | |
| SEWAGE WORKS CONSTRUCTION | 150,857.64 | 100,000.00 | 250,857.64 | | 248,532.33 | 248,532.33 | |
| INNER CITY STORM RELIEF PLAN | 644,227.50 | --- | 644,227.50 | | --- | --- | |
| FIRE REPORT ACCOUNT | -0- | 83.96 | 83.96 | | --- | --- | |
| CHANGE | 500.00 | --- | 500.00 | | --- | --- | |
| TOTALS | 6917,854.53 | 4921,415.55 | 11839,270.08 | | 6821,007.62 | 6821,007.62 | |
| ADJUSTMENTS (explain fully) | | | | | | | |
| BALANCE (Col. 7 must agree with Col. 8) | | | | | | | |

The City of Fort Wayne

office of the mayor

COMMUNICATION FROM THE MAYOR

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, January 26, 1972, I have approved the following ordinances passed by the Common Council at its regular meeting on January 25, 1972:

(Bill No. Z-71-10-10)

ZONING MAP ORDINANCE NO. Z-01-72

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. A-10.

(Bill No. S-72-01-01)

SPECIAL ORDINANCE NO. S-06-72

AN ORDINANCE approving Agreement for Sewer Extension between MARATHON OIL COMPANY and CITY OF FORT WAYNE, for sanitary sewer extension known as Hobson Road - State Road 37 sanitary sewer.

(Bill No. S-72-01-02)

SPECIAL ORDINANCE NO. S-07-72

AN ORDINANCE amending Special Ordinance No. S-686-71 by approving an Amended Agreement for Sewer Extension between GALLMEYER REALTY COMPANY and CITY OF FORT WAYNE, for sanitary sewer extension to serve the new Industrial Park in the area of Hadley Road and Bass Road.

(Bill No. G-72-01-05)

GENERAL ORDINANCE NO. G-02-72

AN ORDINANCE repealing General Ordinance No. G-118-71.

(Bill No. R-72-01-09)

RESOLUTION NO. R-01-72

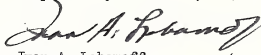
RESOLUTION regarding time and place of Common Council meeting to be held in the various Councilmanic Districts.

(Bill No. R-72-01-10)

RESOLUTION NO. R-02-72

RESOLUTION authorizing payment for repairs to a cement culvert at Director's and Secretary Avenue.

Respectfully submitted,


Ivan A. Lebamoff
Mayor

MADE A MATTER OF RECORD

DATE 2-8-72 CHARLES W. WESTERMAN, CITY CLERK



BOARD OF PUBLIC SAFETY

City of Fort Wayne

February 1, 1972

President of the Common Council
City of Fort Wayne, Indiana

Dear Sir:

Attached herewith are authenticated copies of the Board
of Public Safety Regulatory Resolution Number 11-72/e.

For the purpose of enforcement, please make this communi-
cation and the attached Regulatory Resolution a matter of
record and incorporate same into the minutes of the next
Common Council Meeting.

Respectfully submitted,

Thomas J. Casaburo ss

Thomas J. Casaburo, Director of
Public Safety

/ss



MADE A MATTER OF RECORD

DATE 2-8-72 CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 11-72 / E)

I hereby certify that I did this 1 day of February, 19 72 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 11-72 / E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

Reigh A Smith

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 11-72/E

(Adopted January 25, 19 72)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. 6-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to Renewing and extending Regulatory

Resolutions No. 61-71/E and 62-71/E

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated January 25, 19 72, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No 6-55, adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective February 1.

1972 and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

- A. Renew & Extend Regulatory Resolution 61-71/E Through Street
 1. Tillman Road - through street - from Fairfield Ave. to East City limits except at Fairfield Ave., Calhoun St., Gary St., U.S. 27 and Anthony Blvd.
- B. Renew & Extend Regulatory Resolution 62-71/E Stop Intersection:
 1. Pearl Street - STOP - for Fulton St.
 2. Harvester Avenue - STOP - for Edsall Ave.
 3. McCormick Avenue - STOP - for Edsall Ave.
 4. Koons Street - STOP - for Elzey St.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 28, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-09-25; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

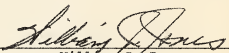
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 15, 1971;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the city, and the amendment will be detrimental to and conflicts with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this
7th day of February 1972.



William J. Jones
Director of Planning

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 26, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-10-24; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

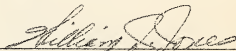
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the city, and the amendment will be detrimental to and conflicts with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this
7th day of February 1972.



William A. Jones
Director of Planning

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 9, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-11-06; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

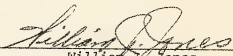
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the city, and the amendment will be detrimental to and conflicts with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this
7th day of February 1972.



William J. Jones
Director of Planning

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 28, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-12-26; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

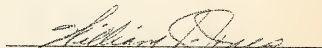
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the city, and the amendment will be detrimental to and conflicts with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this
7th day of February 1972.


William F. Jones
Director of Planning

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said city and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday, the 8th day of February, 1972; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 8th day of February, 1972.

Charles W. Westerman
~~XXXXXXXXXXXXXX~~
City Clerk

SEAL

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, FEBRUARY 8, 1972

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening, February 8, 1972, in Regular Session. President John Nuckols in the chair, and Charles W. Westerman, Clerk, at the desk, present the following members nine viz: Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Stier, Talarico.
Absent none

The invocation was given by Rev. Dale Hoak of the Waynedale United Methodist Church.

The minutes of the last regular January 25, 1972, session having been delivered to the Council, were, on motion, approved as published.

COMMUNICATION FROM THE MAYOR

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, January 26, 1972, I have approved the following ordinances passed by the Common Council at its regular meeting on January 25, 1972:

(Bill No. Z-71-10-10)

ZONING MAP ORDINANCE NO. Z-01-72

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. A10.

(Bill No. S-72-01-01)

SPECIAL ORDINANCE NO. S-06-72

AN ORDINANCE approving Agreement for Sewer Extension between MARATHON OIL COMPANY and CITY OF FORT WAYNE, for sanitary sewer extension known as Hobson Road - State Road 37 sanitary sewer.

(Bill No. S-72-01-02)

SPECIAL ORDINANCE NO. S-07-72

AN ORDINANCE amending Special Ordinance No. S-686-71 by approving an Amended Agreement for Sewer Extension between GALLMEYER REALTY COMPANY and CITY OF FORT WAYNE, for sanitary sewer extension to serve the new Industrial Park in the area of Hadley Road and Bass Road.

(Bill No. G-72-01-05)

GENERAL ORDINANCE NO. G-02-72

AN ORDINANCE repealing General Ordinance No. G-118-71. (Curfew)

(Bill No. R-72-01-09)

RESOLUTION NO. R-01-72

RESOLUTION regarding time and place of Common Council meeting to be held in the various Councilmanic Districts.

(Bill No. R-72-01-10)

RESOLUTION NO. R-02-72

RESOLUTION authorizing payment for repairs to a cement culvert at Director's and Secretary Avenue.

Respectfully submitted,

Ivan A. Lebamoff
Mayor.

Made a matter of record 2-8-72.

Charles W. Westerman
City Clerk

COMMUNICATION FROM BOARD OF PUBLIC SAFETY

February 1, 1972

President of the Common Council
City of Fort Wayne, Indiana

Dear Sir:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number 11-72/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate same into the minutes of the next Common Council Meeting.

Respectfully submitted,

Thomas J. Casaburo, Director
Public Safety

Made a matter of record 2-8-72.

Charles W. Westerman
City Clerk

RETURN CERTIFICATE

(Regulatory Resolution No. 11-72/E)

I hereby certify that I did this 1st day of February, 1972 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 11-72/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted Feb. 14, 1961.

Leigh A. Smith
Executive Secretary

REGULATORY RESOLUTION NO. 11-72/E
(Adopted January 25, 1972)

WHEREAS, Section 20 (a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted Feb. 14, 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions: and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to renewing and extending Regulatory Resolutions No. 61-71/E and 62-71/E; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated January 25, 1972, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3), of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55 adopted Feb. 14, 1961 to make experimental regulations to cover special conditions, it is hereby ordered, effective February 1, 1972, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. Renew & Extend Regulatory Resolution 61-71/E
Through Street

1. Tillman Road - through street - from Fairfield Ave. to East City limits except at Fairfield Ave., Calhoun St., Gary St., U.S. 27 and Anthony Blvd.

B. Renew & Extend Regulatory Resolution 62-71/E
Stop Intersection:

1. Pearl Street - STOP - for Fulton St.
2. Harvester Avenue - STOP - for Edsall Ave.
3. McCormick Avenue - STOP - for Edsall Ave.
4. Koons Street - STOP - for Elzey St.

COMMUNICATION FROM CITY PLAN COMMISSION

February 7, 1972

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached hereto are the recommendations of the City Plan Commission on four (4) ordinances concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinances are designated as:

Bill No. Z-71-09-25
Bill No. Z-71-10-24
Bill No. Z-71-11-06
Bill No. Z-71-12-26

Respectfully submitted,

CITY PLAN COMMISSION
William J. Jones
Director of Planning

Certified and signed this 7th day of February 1972.

Made a matter of record 2-8-72.

Charles W. Westerman
City Clerk

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 28, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-09-25; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 15, 1971:

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the city, and the amendment will be detrimental to and conflicts with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this 7th day of February 1972.

William J. Jones
Director of Planning

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 26, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-10-24; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the city, and the amendment will be detrimental to and conflicts with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this 7th day of February 1972.

William J. Jones
Director of Planning

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 9, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-11-06; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the city, and the amendment will be detrimental to and conflicts with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this 7th day of February 1972.

William J. Jones
Director of Planning

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 28, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-12-26; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the city, and the amendment will be detrimental to and conflicts with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this 7th day of February 1972.

William J. Jones
Director of Planning

PETITION TO REZONE

Re: Bill No. Z-72-02-07

The undersigned, owners of more than 50% of the following described real estate petition the City Council of Fort Wayne to enact an ordinance reclassifying said real estate from a B-1-B and R-2 zoning classification to a B-3-B zoning classification, to-wit:

Lots Numbered forty-eight (48) through forty-five (45) inclusive and the North 17 feet of Lot Numbered forty-four (44) in Samuel W. Stoop's Addition to the City of Fort Wayne, and Lots Numbered 1, 2 and 3 in Wilding's First Addition to the City of Fort Wayne, all according to the recorded plat thereof.
Sameul W. Stoop's Addition, recorded in Deed Record Book No. 60, Page No. 74.
Wilding's First Addition, recorded in Plat Book No. 2, Page No. 83.

Lots 1 through 3 in Wilding's Addition and Lots 48 through 45 and the North 17' of Lot 44, in Stoop's Addition, located as follows:

Bounded on the West by Anthony Blvd. on the South by Diamond Street, on the East by the 1st alley east of and parallel to Anthony Blvd, and on the North by the Westerly extension of the South right-of-way line of the 1st alley north of Creighton Avenue.

Willias F. Bulmahn

Made a matter of record and attached to ordinance 2-8-72.

Charles W. Westerman
City Clerk

Bill No. S-72-02-01

SPECIAL ORDINANCE NO. S-_____

A SPECIAL ORDINANCE approving the creation of a certain appointive office and amending Special Ordinance No. S-713-71 by fixing the salary for such appointive office for the year 1972.

WHEREAS, the Mayor of the City of Fort Wayne wishes to create a certain appointive office and to fix the salary for the same and he has submitted a report of the same for the action and approval of this Council; and

WHEREAS, the Board of Public Works, as the administrative authority in control of the operations of the City Light and Power Works and the City Water Works, the same being utilities owned and operated by the City of Fort Wayne, has fixed certain additional compensation for a certain appointive office.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. There is hereby created the appointive office of Director of Human Resources. The Director of Human Resources shall be a member of the Board of Works and he shall perform the following additional duties: the review of all grants for Federal and State financial and technical assistance, and the recommendation, where appropriate, that such grants be sought; the supervision of the coordinator of urban affairs; meeting with the Citizen's Advisory Board; meeting with and coordinating the activities of all city departments responsible for urban renewal, housing code enforcement, public house, planning, youth services and intergroup relations; developing and maintaining a resource director on available Federal and State funding sources; meeting with the governor's administrative assistance responsible for the state office of community affairs; meeting with state and regional federal government staff responsible for the funding, monitoring and evaluation of government grants; supervising all staff coming directly under the Office of Human Resources; coordinating and working with all other city and county agencies providing human services.

SECTION 2. Special Ordinance S-713-71 is hereby amended by providing that the compensation to be paid by virtue of his position as a member of the Board of Public Works. His total compensation shall be \$16,400.00 of which \$7,012.00 shall be paid by the City of Fort Wayne and the remaining sum of \$9,388.00 shall be paid one-half by the City Light and Power Works and one-half by the city Water Works.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the first time in full and on motion by Hinga seconded by V.Schmidt and duly adopted, read the second time by title and referred to the Committee on Finance.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. S-72-02-02

SPECIAL ORDINANCE NO. S-_____

A SPECIAL ORDINANCE approving the creation of a certain appointive office and amending Special Ordinance No. S-713-71 by fixint the salary for such appointive office for the year 1972.

WHEREAS, the Mayor of the City of Fort Wayne wishes to create a certain appointive office and to fix the salary for the same and he has submitted a report of the same for the action and approval of this Council;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. There is hereby created the appointive office of Director of Public Safety. He shall serve as the Chairman of the Board of Public Safety. The Director of Public Safety shall be an individual who is knowledgeable and experienced in administration or management, and has demonstrated an interest in the safeguarding of the citizens of the city. He shall hold no other elective office or appointive office in either, city, county or state government. He shall be disciplined in police work and police functions. He shall be responsible for the care, management, supervision and control of all matters and property relating to police, fire, traffic engineering, communications, and weights and measures departments.

SECTION 2. His salary shall be \$16,576.00.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the first time in full and on motion by Hinga seconded by V.Schmidt and duly adopted, read the second time by title and referred to the Committee on Finance.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. S-72-02-03

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving Water Contract No. 7137 between MINI-MANSIONS PARK and FORT WAYNE WATER UTILITY for Water Main on the Dunkelberg Road from Bluffton Road.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Water Contract No. 7137 dated January 27, 1972 between MINI-MANSIONS PARK, as Contributor, and the FORT WAYNE WATER UTILITY, by and through the Mayor and the Board of Public Works, as Utility, for the construction of 2,650± feet of 16 inch water main on Dunkelberg Road from Bluffton Road eastward to a point 2586.6 feet east of the centerline of Bluffton Road, for a total cost of \$45,505.00, all as more particularly set forth in said Water Contract No. 7137, which is on file in the office of the Board of Public Works and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. That the Contributor, and any owner or owners of land, their successors in title and assigns, which is now or hereafter located outside the corporate limits of the City of Fort Wayne, Indiana, who taps into the water main set out in Water Contract No. 7137 or any extensions thereof, shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by the City of Fort Wayne, Indiana, of such land or of the territory in which such land is located.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Eugene Kraus, Jr.
Councilman

Read the first time in full and on motion by Burns seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on City Utilities.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. S-72-02-04

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving Change Order No. 1 with HIPSKIND ASPHALT CORPORATION in connection with Street Improvement Resolution No. 5601-1971, improving Reed Road.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Change Order No. 1, with Hipskind Asphalt Corporation, in connection with Street Improvement Resolution No. 5601-1971, to improve Reed Road from the South property line of Lake Avenue to the south pavement edge of State Boulevard, for a total cost of \$690.40, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield C. Moses, Jr.
Councilman

Read the first time in full and on motion by Moses seconded by Hinga and duly adopted, read the second time by title and referred to the committee on Public Works.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. S-72-02-05

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving Agreement for Sewer Extension between Riviera Plaza, Inc. and City of Fort Wayne, for sanitary sewer extension of the St. Joe Interceptor, Division IV.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Agreement for Sewer Extension, finally approved January 27, 1972, between Riviera Plaza, Inc., as Owner, and the City of Fort Wayne, by and through its Mayor and Board of Public Works, for the construction of a sanitary sewer extension to serve the shopping center at the northwest corner of St. Joe Center and St. Joe Roads, the total cost of said sewer to be paid by Owner, all as more particularly set forth in said Agreement which is on file in the office of the Board of Public Works and is hereby reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. The Owner, and any owner or owners of land, their successors in title and assigns, which is now or hereafter located outside the corporate limits of the City of Fort Wayne, Indiana, who connects into the sewer constructed hereunder shall be deemed to hereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by the City of Fort Wayne of such land or of the territory in which such land is located or of the area served by said sewer.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Eugene Kraus, Jr.
Councilman

Read the first time in full and on motion by Burns seconded by Talarico and duly adopted, read the second time by title and referred to the Committee on City Utilities.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. S-72-02-06

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving Agreement for Sewer Improvement between Scheele Construction Company, Inc. and City of Fort Wayne, for sanitary sewer improvement at Orchard Lane and Waynedale Boulevard.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Agreement for Sewer Improvement, finally approved January 27, 1972, between Scheele Construction Company, Inc., as Owner, and the City of Fort Wayne, by and through its Mayor and Board of Public Works, for the construction of a sanitary sewer improvement at Orchard Lane and Waynedale Boulevard, the total cost of said sewer to be paid by Owner, all as more particularly set forth in said agreement which is on file in the office of the Board of Public Works and is hereby reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Eugene Kraus, Jr.
Councilman

Read the first time in full and on motion by Burns seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on City Utilities.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. Z-72-02-07

ZONING MAP ORDINANCE NO. Z-_____

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. D-2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an B-3-B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. D-2 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lots numbered forty-eight (48) through forty-five (45) inclusive and the North 17 feet of Lot Numbered forty-four (44) in Samuel W. Stoop's Addition to the City of Fort Wayne, and Lots Numbered 1, 2 and 3 in Wilding's First Addition to the City of Fort Wayne, all according to the recorded plat thereof.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the first time in full and on motion by Kraus seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on Regulations and to the City Plan Commission for recommendations.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. G-72-02-08

GENERAL ORDINANCE NO. G-_____

AN ORDINANCE pertaining to the construction of establishments for the sale of gasoline and/or diesel fuel.

WHEREAS, many establishments have been built in the City of Fort Wayne where gasoline and/or diesel fuels, among other products, are sold to motorists and where gasoline and/or diesel fuel is transferred from pumps into the fuel tanks of cars, trucks and/or other vehicles; and

WHEREAS, the owners of many such establishments have abandoned them in the sense that the owners have discontinued their use for the purpose of selling gasoline and/or diesel fuel to motorists or for any other purpose; and

WHEREAS, there are such establishments, abandoned in the sense aforesaid, in every councilmanic district in the City of Fort Wayne; and

WHEREAS, the proximity of such establishments, abandoned in the sense aforesaid, is detrimental to property values; and

WHEREAS, there are in operation in the City of Fort Wayne a great number of establishments where gasoline and/or diesel fuel is transferred from pumps into the fuel tanks of cars, trucks and/or other vehicles.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That for one year from and after the effective date of this Ordinance no building permits will be issued for the construction of establishments where gasoline and/or diesel fuel are sold to motorists and where gasoline and/or diesel fuel is transferred from pumps into the fuel tanks of cars, trucks and/or other vehicles.

SECTION 2. The Board of Works of the City of Fort Wayne and the City Plan Commission of the City of Fort Wayne shall prepare a study of the conditions and criteria which shall govern the issuance of building permits for the construction from and after the expiration of the ban on the issuance of such permits provided in Section 1 of this Ordinance. In making such study the Board of Public Works shall determine those conditions and criteria which would tend to encourage the utilization of sites where such establishments have been constructed and abandoned in the sense that the owners have discontinued their use for the purpose of selling gasoline and/or diesel fuel to motorists or for any other purpose.

SECTION 3. If any section, clause, sentence, paragraph, part or provision of this Ordinance shall be held invalid by any court, it shall be conclusively presumed that this Ordinance would have been passed by the common council without such invalid section, clause, sentence, paragraph, part or provision.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield C. Moses, Jr.
Councilman

Read the first time in full and on motion by Moses seconded by Stier and duly adopted, read the second time by title and referred to the Committee on Public Works.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. Z-71-09-25

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Maps Nos. CC-28 and CC-30, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

Eugene Kraus, Jr.
James S. Stier
William T. Hinga
Paul M. Burns
Vivian G. Schmidt

Concurred in 2-8-72.

Charles W. Westerman
City Clerk

Bill No. Z-71-09-25

ZONING MAP ORDINANCE NO. Z- Defeated 2-8-72.

AN ORDINANCE amending the City of Fort Wayne
Zoning Maps Nos. CC-28 and CC-30.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an MHP District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto; and the symbols on the City of Fort Wayne Zoning Maps Nos. CC-28 and CC-30 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

North Half of Southwest Quarter of Section 15 and the South Half of the Northwest Quarter of Section 15, all in the Township 29 North, Range 12 East, Allen County, Indiana, more particularly described as follows, to-wit:

Beginning at the center of Section 15, T 29 N, R 12 E, Allen County, Indiana; thence S 00°-34' E, on and along the North-South Quarter Section line, 1314.0 feet; thence S 87° -49' W, on and along the South line of the North Half of the Southwest Quarter of said Section 15, being established by a line fence, 2648.1 feet to the centerline of State Road #1, commonly known as Bluffton Road, thence N 00°-25' W, on and along said centerline, 2014.1 feet to the Point of Intersection (P.I.) of a 1,000 feet long regular curve left of Delta 00°-36'; thence N 01°-01' W, on and along the Tangent of said curve, 635.1 feet to the North line of the South Half of the Northwest Quarter of said Section 15; thence N 87°-53'-30" E, on and along said North line, being established by an existing line fence, 2647.6 feet; thence S 00°-34' E, on and along North-South Quarter Section line, 1331.8 feet to the point of beginning, containing 160.703 acres of land and being subject to State Road #1 Right-of-Way.
(As described by Deed Record #683, page #575)

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Herbert G. Tipton
Councilman

Read the third time in full and on motion by Kraus seconded by Hinga and duly adopted, placed on its passage. LOST by the following vote:

Ayes none

Nays nine

Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Stier, Talarico.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. Z-71-10-24

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. B-1, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

Eugene Kraus, Jr.
James S. Stier
William T. Hinga
Paul M. Burns
Vivian G. Schmidt

Concurred in 2-8-72.

Charles W. Westerman
City Clerk

Bill No. Z-71-10-24

ZONING MAP ORDINANCE NO. Z-Defeated 2-8-72

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. B-1.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-1-B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto; and the symbols on the City of Fort Wayne Zoning Map No. B-1 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot No. 200 in Lewis Addition to the City of Fort Wayne.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Herbert G. Tipton
Councilman

Read the third time in full and on motion by Kraus seconded by Hinga and duly adopted, placed on its passage. LOST by the following vote:

Ayes none

Nays nine

Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Stier, Talarico.

Date: 2-8-72.

Charles W. Westerman

City Clerk

Bill No. Z-71-11-06

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. G-7, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

Eugene Kraus, Jr.

James S. Stier

William T. Hinga

Paul M. Burns

Vivian G. Schmidt

Concurred in 2-8-72.

Charles W. Westerman

City Clerk

Bill No. Z-71-11-06

ZONING MAP ORDINANCE NO. Z-Defeated 2-8-72

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. G-7.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-1-B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto; and the symbols on the City of Fort Wayne Zoning Map No. G-7 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

A portion of land located on the northeast corner of Coliseum Boulevard and Delaware Ave., and more particularly described as follows: Lot No. 93 (140 x 54') and Lot No.128 (76' x 54') located on Delaware Ave. and Coliseum Blvd. in Delta Heights Addition to the City of Fort Wayne, Allen County, Indiana, as recorded by Deed Record Book 617, page 363.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Herbert G. Tipton
Councilman

Read the third time in full and on motion by Kraus seconded by Hinga and duly adopted, placed on its passage. LOST by the following vote:

Ayes none

Nays nine

Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Stier, Talarico.

Date: 2-8-72.

Charles W. Westerman
City Clerk

Bill No. G-72-01-08

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending General Ordinance No. G-97 by authorizing the vacation of the first alley north of Superior Street, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Eugene Kraus, Jr.
James S. Stier
William T. Hinga
Paul M. Burns
Vivian G. Schmidt

Concurred in 2-8-72.

Charles W. Westerman
City Clerk

Bill No. G-72-01-08

GENERAL ORDINANCE NO. G-03-72

AN ORDINANCE amending General Ordinance No.
G-97 by authorizing the vacation of the first
alley north of Superior Street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a public street and alley by BOSEKER MACHINE WORKS, INC. by P. F. Jacobs, President having been filed with the Fort Wayne City Plan Commission, and resolution having been duly adopted by the Fort Wayne City Plan Commission on December 20, 1971 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns' Ind. Stat., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

The first alley north of Superior Street from a point 185 feet east of the east property line of Ross Street to its eastern terminus at the St. Mary's River.

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Kraus seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes nine
Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Stier, Talarico.
Nays none

Date: 2-8-71.

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-03-72 on the 8th day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of February, 1972 at the hour of 8:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of February, 1972, at the hour of 9:45 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor.

Bill No. R-72-02-09

RESOLUTION NO. R-03-72

RESOLUTION approving Memorandum of Understanding between City of Fort Wayne and Department of Housing and Urban Development.

WHEREAS, the City of Fort Wayne, Indiana is concerned about improving conditions for all of its citizens; and

WHEREAS, the local government wants to maximize the opportunities for Federal and State assistance in the housing field; and

WHEREAS, the public and private sectors make substantial use of the United States Department of Housing and Urban Development programs; and

WHEREAS, The Workable Program for Community Improvement represents the City's commitment to continue and improve its efforts in the areas of codes and code enforcement, planning and programming, housing and relocation, and citizen involvement; and

WHEREAS, the City of Fort Wayne and the Department of Housing Development have reached an agreement as to the terms of a Memorandum of Understanding relative to approval of the City's Request for Recertification of Workable Program;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

That the aforesaid Memorandum of Understanding is hereby approved.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by V. Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes nine

Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Stier, Talarico.

Nays none

Date: 2-8-72.

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-03-72 on the 8th day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of February, 1972 at the hour of 8:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of February, 1972, at the hour of 9:46 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor.

Bill No. 72-02-10

RESOLUTION NO. R-04-72

A RESOLUTION concerning an application for a Model Public Personnel Program to be funded through the intergovernmental Personnel Act Program.

WHEREAS, there is lacking a well structured and defined municipal personnel system within the City of Fort Wayne; and

WHEREAS, the absence of sound policies, procedures and practices in this area makes it imperative that the Administration move as quickly as possible to correct these problems; and

WHEREAS, through the Intergovernmental Personnel Act Program, the possibility of accomplishing the development of a model public personnel program becomes a reality.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That the City of Fort Wayne apply for a model public personnel program to be funded through the Intergovernmental Personnel Act Program (or a 75-25 ratio) and to consist of three experienced personnel specialists who will implement an effective and progressive municipal personnel system.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by V.Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes nine

Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Stier, Talarico

Nays none

Date: 2-8-72.

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-04-72 on the 8th day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of February, 1972 at the hour of 8:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of February, 1972, at the hour of 9:47 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor.

Bill No. R-72-02-11

RESOLUTION NO. R-05-72

RESOLUTION concerning a grant application for a Mayor's Secretariat Staff to the Area III, Manpower Area Planning Council.

WHEREAS, the increasing level of Federal legislation in the area of manpower, and the resulting programs, have made the need for coordination of manpower activities and comprehensive manpower planning at the local level imperative; and

WHEREAS, the many agencies, both private and public, involved in manpower programs at the local level imply the need for a planning mechanism or organization which will bring together all the diverse groups making a contribution in this area to provide for the more equitable distribution of Federal and State manpower funds within the area and to pool manpower planning resources so that all communities, large and small, may partake of expertise in manpower planning and securing state and federal funding; and

WHEREAS, the effort to devise new cooperative methods between the Federal, State and Local governments, necessitates innovative planning and coordinating mechanisms at the local level;

The Community of Fort Wayne and Area III to be served by the Manpower Area Planning Council, has undergone many positive changes as well as reassessed its importance so as to allow for the reordering of priorities relative to manpower needs in this section of the State of Indiana;

Apparent from the changes are an increased awareness on the part of Elective Officials to participate in Federally funded manpower programs as evidenced by the recent acceptance of Emergency Employment Act (EEA) funds by Fort Wayne and some rural counties in Area III. Also, for the first time in the six year history of Neighborhood Youth Corps, there was full NYC participation during the summer of '71 in every County in Northeastern Indiana. This was achieved through the cooperation of the Mayors and the City Councils in the various communities of Area III.

Concurrently, more emphasis has been placed on the interaction of manpower agency people, community organizations, and elective officials in the administering of programs so as to avoid duplication of service and the reordering of priorities. This was evidenced by the "Summer Jobs '71", which centered all summer youth job recruiting in one central location. It brought together in one place, the Indiana State Employment Service, the National Alliance of Businessmen, the Neighborhood Youth Corps, and the Fort Wayne Youth Commission. The facilities were provided by the governing body of the City of Fort Wayne; and

WHEREAS, understanding the manpower needs of the area, affords the opportunity to deal with those needs and, at the same time, develop a comprehensive manpower plan that will assist in the alleviation of manpower needs;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

That an application for a Mayor's Secretariat Staff shall be made by the City of Fort Wayne to the Area III Manpower Area Planning Council.

William F. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by Steir and duly adopted, placed on its passage. Passed by the following vote:

Ayes nine
Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Stier, Talarico.
Nays none

Date: 2-8-72.

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-05-72 on the 8th day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of February, 1972 at the hour of 8:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of February, 1972, at the hour of 9:48 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor.

Bill No. R-72-02-12

RESOLUTION NO. R-06-72

RESOLUTION approving cancellation of contract between City of Fort Wayne and LAWRENCE-LEITER AND COMPANY to provide consulting services in connection with Community Renewal Program and further approving contract between City of Fort Wayne and CITY PLANNING ASSOCIATES, INC. for the same purpose.

WHEREAS, the City of Fort Wayne has been awarded a Community Renewal Grant (IND., R-89(CR) by the United States Department of Housing and Urban Development to assist the City in preventing and eliminating the physical deterioration of the Community through a planning grant; and

WHEREAS, the City desires to achieve the objectives of said Grant efficiently and expeditiously using both the City administrative staff and outside consulting services; and

WHEREAS, the City of Fort Wayne had entered into a contract with Lawrence-Leiter and Company by which said Lawrence-Leiter and Company was to provide consulting services to assist the City Administration in completing the first two work phases of the Program Design; and

WHEREAS, said Lawrence-Leiter and Company had no office close to the City of Fort Wayne and consequently would have been unable to provide maximum assistance to the City Administration; and

WHEREAS, the City of Fort Wayne is desirous of cancelling said contract with Lawrence-Leiter and Company according to its terms; and

WHEREAS, the City of Fort Wayne is desirous of entering into a similar contract with City Planning Associates, Inc., a corporation organized and existing under the laws of the State of Indiana and having its principal place of business in the City of Mishawaka, Indiana; and

WHEREAS, the principal place of business of said City Planning Associates, Inc. is so situated as to facilitate communications between its representatives and the representatives of the City of Fort Wayne.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That the City of Fort Wayne hereby approves the cancellation of the certain contract between the City of Fort Wayne and the consulting firm of Lawrence-Leiter and Company.

2. That the City of Fort Wayne hereby approves a certain contract between the City of Fort Wayne and the consulting firm of City Planning Associates, Inc., to provide consulting services to assist the City Administration, which services are more specifically described as follows:

A. Program Organization and Review

1. Organize and meet with TCC - 3 meetings
2. Organize and meet with CAB - 6 meetings

B. Background Papers

1. Historical Growth and Development
2. Review of CRP Related Activities

C. Physical Component

- 4d. Train survey crew
- 4e. Conduct survey
- 4f. Data Transfer
5. Survey of Community Facilities
6. Survey of Public Utilities
10. Urban Information System

D. Social Component

1. Social Problem Study

E. Economic-Demographic Component

1. Data Book
3. That said contract be for an amount not to exceed \$42,800.00.
4. That said contract shall terminate on June 30, 1972.
5. That said contract shall contain among other things provisions for equal employment opportunity, copyright privileges, maintenance of records and methods of payments.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by Stier and duly adopted, placed on its passage. Passed by the following vote:

Ayes nine

Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Steir, Talarico.

Nays none

Date: 2-8-72.

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-06-72 on the 8th day of February, 1972.

v

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of February, 1972 at the hour of 8:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of February, 1972, at the hour of 9:49 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor.

Bill No. R-72-02-13

RESOLUTION NO. R-07-72

RESOLUTION authorizing payment for repairs to
City-owned air conditioning condensing unit.

WHEREAS, Arden Leakey, in an accident on September 29, 1971, damaged the 5 Ton Chrysler Air Conditioning Condensing Unit on the south side of Fire House No. 5 on the Bluffton Road, and

WHEREAS, settlement in the amount of \$105.00 was paid by State Farm Insurance to the Controller's Office, which money was received into the General Fund, and

WHEREAS, Pearson, Inc. has submitted an invoice for \$105.00 for repair of said Condensing Unit,

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That the City Controller is hereby authorized to pay the claim of Pearson, Inc. in the amount of \$105.00.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by V.Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes nine

Burns, Hinga, Kraus, Nuckols, Moses, D.Schmidt, V.Schmidt, Stier, Talarico.

Nays none

Date: 2-8-72.

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-07-72 on the 8th day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of February, 1972 at the hour of 8:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 9th day of February, 1972, at the hour of 9:50 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor.

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said city and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday, the 8th day of February, 1972; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 8th day of February, 1972.

Charles W. Westerman
City Clerk

SEAL

Minutes approved and signed in open Council this 22nd day of February, 1972.